

UNITED STATES BANKRUPTCY APPELLATE PANEL *for the Eighth Circuit*

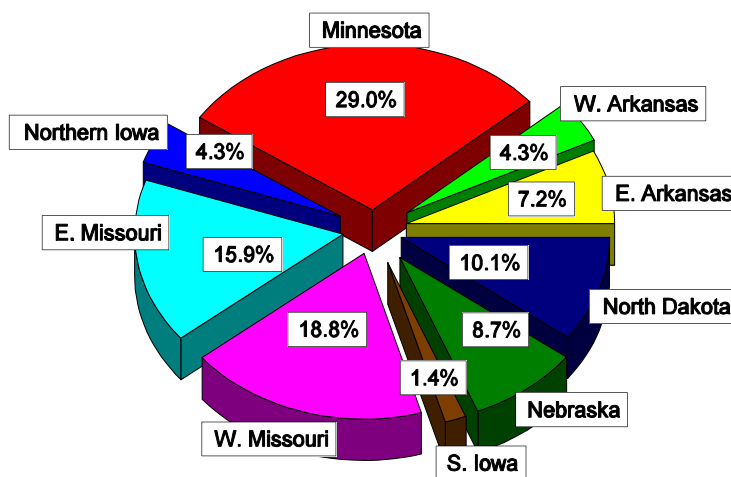
STATISTICAL REPORT JANUARY 1, 2003 thru SEPTEMBER 30, 2003

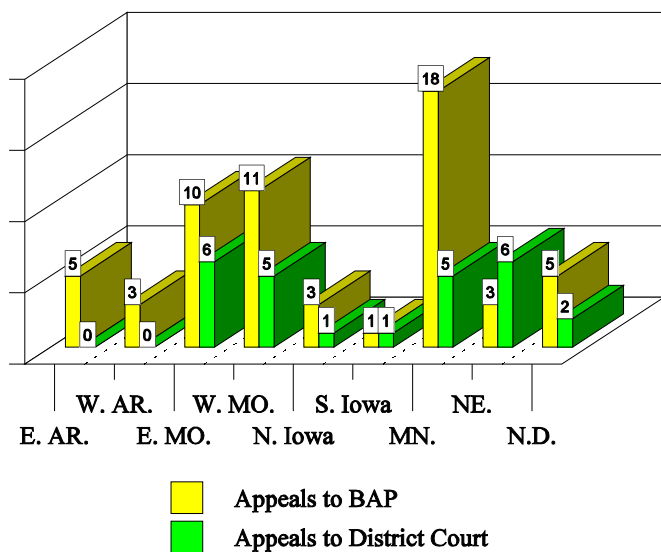
New Case Filings

Sixty-nine cases were docketed in the first nine months of 2003. Seventeen of these cases (25%) were filed by pro se litigants. Of the cases filed, forty-five were appeals from contested matters and twenty-four were appeals from adversary proceedings. The graphics below illustrate the breakdown of case origin by district.

New Cases

Eastern Arkansas	5
Western Arkansas	3
Northern Iowa	3
Southern Iowa	1
Minnesota	20
Eastern Missouri	11
Western Missouri	13
Nebraska	6
North Dakota	7
TOTAL	69





District Court Elections

The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In the first three quarters of 2003, eighty-five appeals were taken from the Bankruptcy Courts. Fifty-nine of those cases (69.5%) were appealed to and remained with the Bankruptcy Appellate Panel; twenty-six of the cases (30.5%) were appealed directly to or were transferred to the District Courts.¹

Case Processing Time

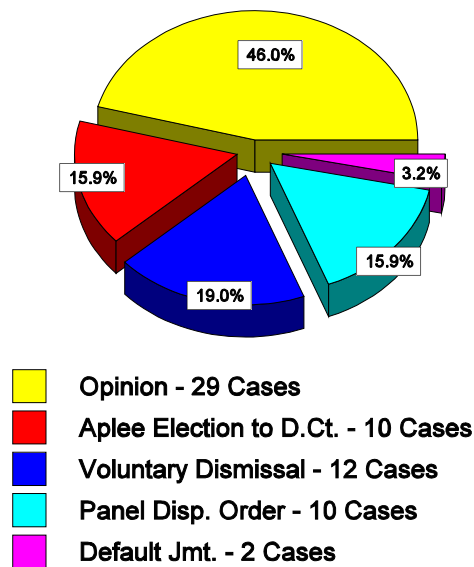
Listed in the table below are average processing times calculated for cases submitted on the merits which were subsequently closed between January 1, 2003 and September 30, 2003.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Arg.	73 days 2.4 months	73 days 2.4 months	27 days .9 months	173 days 5.7 months
Cases Submitted w/o Arg.	76 days 2.5 months	20 days .7 months	30 days 1 months	126 days 4.2 months
All Cases	74 days 2.4 months	61 days 2 months	28 days .9 months	163 days 5.3 months

¹These figures do not include appeals taken to the U.S. District Court for the Western District of Arkansas.

Panel Referrals

In the first three quarters of 2003, sixteen referrals were made to Administrative Panels; two of those cases were subsequently referred back to the panel, resulting in a total of eighteen Administrative Panel referrals. Seven cases were submitted on the merits without oral argument and twenty-three cases were submitted on the merits after oral argument. Hearings were held in St. Paul, Kansas City, St. Louis, Little Rock and Omaha. In addition, a hearing was held by video-conference between Kansas City and Des Moines.

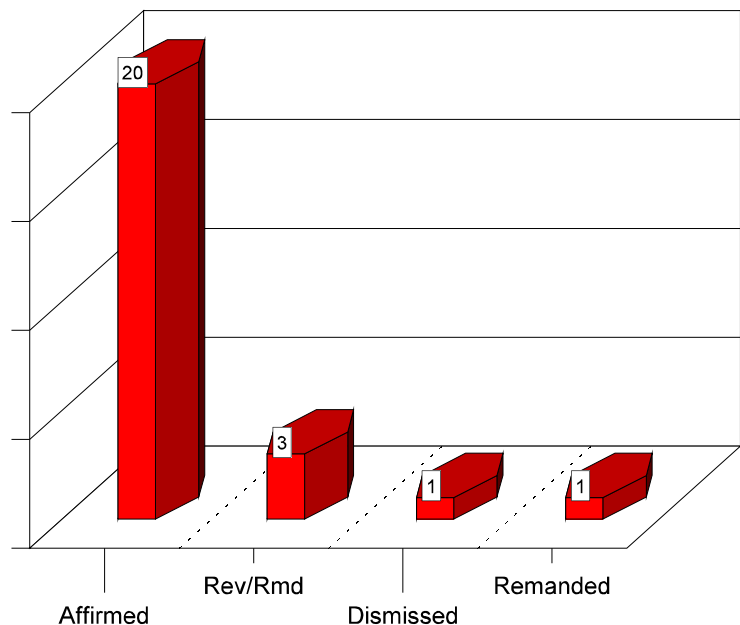


Case Dispositions

Sixty-two cases were closed in the first nine months of 2003. In addition, one previously-closed case was re-opened and an opinion was entered pursuant to a remand order from the 8th Circuit Court. The Panel wrote a total of twenty-five opinions which disposed of twenty-nine cases. To the left is a breakdown of the method by which each case was closed.

Opinion Breakdown

The chart to the right breaks down each dispositive opinion by its outcome. As shown in the chart, 80% of the opinions affirmed the Bankruptcy Court decision.



Appeals to the U.S. Court of Appeals

Fourteen notices of appeal were taken to the Court of Appeals from the Bankruptcy Appellate Panel in the first three quarters of 2003. In addition, twelve cases were pending before the Court of Appeals at the beginning of the year. Eleven cases were closed by the Court of Appeals during the last nine months, leaving a total of fifteen pending cases. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed	7
Remanded	1
Dismissed	1
Voluntarily Dismissed	1
Dismissed/Affirmed	1